

Case 1:19-cv-04077-KAM Document 3 Filed 09/12/19 Page 1 of 1 PageID #: 2983

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

BRACHA CAB CORP. et al,

PLAINTIFFS,

Vs.

RUBEN ELBERG,

DEFENDANT.

X

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X

BROOKLYN OFFICE

★ SEP 16 2019

FILED
IN CLERK'S OFFICE
US DISTRICT COURT
NEW YORK**NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41 & BANK. R. 8023**

Pursuant to F.R.C.P. 41 and Bank. R. 8023, Defendant¹ Ruben Elberg, by his counsel, hereby give notice that the above captioned appeal is voluntarily dismissed, that all filing fees have been paid by Ruben Elberg, that no counsel have filed notices of appearance in this appeal for any of the Plaintiffs and Ruben Elberg shall bear his own costs in this appeal.

Dated: September 12, 2019

ABRAMS, FENSTERMAN, FENSTERMAN, EISMAN,
FORMATO, FERRARA, WOLF & CARONE, LLP.s/ Brian Thomas McCarthy

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Counsel for Defendant

So Ordered: /s/ USDJ KIYO A. MATSUMOTOKiyo A. Matsumoto
U.S. District Judge

9/13/19

¹ The caption for this appeal is incorrect as the Appellant is Ruben Elberg and he is not a Defendant in this action. No Cross-Appeals have been filed in this action.